

MAY 12 2006

NEBRASKA DEPARTMENT
OF INSURANCE

RESPONDENT.

CAUSE NO. A-1642

JURISDICTION

- ## STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Nancy A. Poore, Cause Number A-1642, on October 12, 2005. A copy of the petition was served upon the Respondent at the Respondent's registered with the Department by certified mail, return receipt requested.
2. Respondent violated Neb. Rev. Stat. §§44-4059(1)(b), 44-4059(1)(f) and Neb. Rev. Stat. §44-4065(2) as a result of the following conduct:

- a. On June 29, 2004, Respondent was re-arraigned for a charge of Theft by Deception, a violation of Neb. Rev. Stat. §28-512, which constitutes a Class III felony, in Hall County District Court.
 - b. On June 29, 2004, Respondent pled no contest. The court deferred sentencing and remanded her to the Central Nebraska Drug Court Program. Respondent was ordered to appear on July 9, 2004 to the Drug Court.
 - c. On August 13, 2004, the Drug Court revoked Respondent's bond and Respondent was remanded back to the jurisdiction of the Hall County District Court.
 - d. Respondent failed to report her pending charge or her conviction to the Nebraska Department of Insurance as required by law.
3. Respondent was informed of her right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving her right to a public hearing, Respondent also waives her right to confrontation of witnesses, production of evidence, and judicial review.
4. Respondent admits the allegations contained stated in Paragraph #2 above.

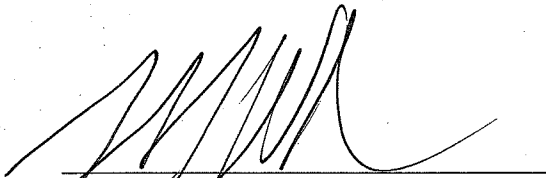
CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes violations of Neb. Rev. Stat. §§44-4059(1)(b), 44-4059(1)(f) and Neb. Rev. Stat. §44-4065(2).

CONSENT ORDER

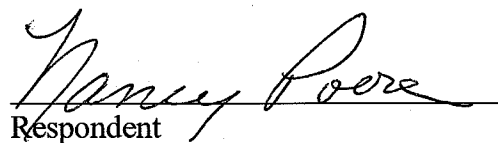
It is therefore ordered by the Director of Insurance and agreed to by Respondent, Nancy A. Poore, that she shall have her insurance producer's license suspended for a period of one year and shall pay a \$2,000 fine. Respondent must pay this fine in quarterly installments and must have the fine paid within one year. The first installment is due within 10 days after Director affixes his approval to this document. Subsequent payments shall be made no later than August 10, 2006, December 8, 2006 and April 10, 2007. Payments must be received by the Nebraska Department of

Insurance by five o'clock on those enumerated days. If Respondent fails to make any payment within the time specified, her insurance producers license shall automatically be revoked. The aforementioned suspension time and payment plan is contingent upon receipt by the Nebraska Department of Insurance within thirty days of confirmation, in writing, of Respondent's successful completion of drug court and any and all of the punishments meted out by said drug court. If this information is not provided within the specified time frame, Respondent shall automatically be suspended for three years and shall pay a \$3,000 due within thirty days after the Director of the Nebraska Department of Insurance approves this Consent Order. Failure to pay the \$3,000 fine will result in the revocation of Respondent's insurance producers license. Respondent shall not engage in any criminal activity or any unlawful act. If Respondent does engage in any unlawful act, commit any crime or violate any terms or conditions placed upon her by any court or any other law enforcement authority, her insurance producer license shall automatically be revoked. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing their signature below.



Martin W. Swanson, #20795
Attorney for Nebraska
Department of Insurance
941 "O" Street, Suite 400
Lincoln, Nebraska 68508
(402)471-2201

1 MAY 2006
Date

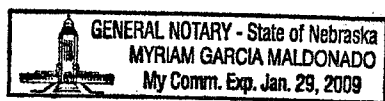


Respondent

4-24-06
Date

State of Nebraska)
County of Hall) ss.

On this 24 day of April 2006, Nancy Poore personally appeared before me and read this Consent Order, executed the same and acknowledged the same to be her voluntary act and deed.



Myriam Garcia Maldonado
Notary Public

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. Nancy A. Poore, Cause No. A-1642.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

L. Tim Wagner
L. TIM WAGNER
Director of Insurance

5/10/06
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to Respondent's counsel, Gene C. Foote, II, 422 North Hastings Avenue, Hastings, Nebraska 68901, by certified mail, return receipt requested on this 12th day of May, 2006.

Tracy A. Striker